

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 64 of 1997

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

NATHABHAI RAJUBHAI

Versus

STATE OF GUJARAT

Appearance:

THROUGH JAIL for Petitioner assisted by Ms. Banna Datta, Learned Advocate.

MR MR ANAND, PP with MR ND GOHIL, APP for Respondent
No. 1

CORAM : MR.JUSTICE M.S.PARIKH

Date of decision: 28/01/97

ORAL JUDGEMENT

Rule. Service of rule waived by Mr. M.R. Anand,
Ld. P.P. with Mr. N.D. Gohil, Ld. A.P.P. for the respondents.

2. Heard. In reply to notice issued in this matter

the papers have been called for from the Central Jail, Vadodara. By his communication dated 24/1/1997 the Medical Officer, G.M.Class-II, Baroda Central Prison, has certified that the prisoner has been examined in the S.S.G. Hospital, where the prisoners check up and investigations were carried out. His case has been diagnosed to be one of hyper-tension and COPD. It has also been stated by the Medical Officer that for both these ailments the petitioner has been regularly treated and is being sent to S.S.G. Hospital for follow up treatment. In view of this report, for the present it is not necessary to show indulgence in favour of the prisoner for grant of parole leave. However, in case his health requires attendance outside the jail, it would be open to the petitioner to move a fresh application for parole on such ground.

Subject to what is stated above, rule is discharged.

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